



CITY OF ROANOKE

OFFICE OF THE CITY MANAGER

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September 21, 2009

Honorable David A. Bowers, Mayor
Honorable Sherman P. Lea, Vice Mayor
Honorable M. Rupert Cutler, Council Member
Honorable Gwendolyn W. Mason, Council Member
Honorable Anita J. Price, Council Member
Honorable Court G. Rosen, Council Member
Honorable David B. Trinkle, Council Member

Dear Mayor Bowers and Members of City Council:

Subject: Amendment to Novozymes
Biologicals, Inc. Agreement for
Improvements to the Former
Hannah Court Trailer Park Site
and Additional Donation

Background:

On March 16, 2009, City Council accepted a donation of \$250,000 from Novozymes Biological (NBI) for planned improvements to City owned property on Midvale Avenue, formerly the Hannah Court Trailer Park site, Tax Map No. 1221406. Council also approved a Community Service Project Agreement between the City and NBI, which was dated April 1, 2009, and which set forth certain conditions concerning such donation.

The City proceeded to prepare bid documents and advertised the project. On August 28, 2009, the City received three bids, with the lowest responsive and responsible bid being \$286,450.95 from Allegheny Construction Company, Inc., to perform the construction work. Since the bid exceeded available funds by \$36,450.95, the City notified NBI that the project had exceeded the estimate set forth in the Community Service Project Agreement. As a result of discussions with the City, NBI agreed to fund \$18,225 of the additional amount, with the City funding the rest, or \$18,225.95, from an existing greenway account.

City Council action is needed to accept the above additional donation from NBI and to authorize the City Manager to execute such other documents and/or further amendment(s) as may be needed to obtain the additional donation from NBI.

Recommended Actions:

Accept the additional donation of \$18,225 from NBI as mentioned above, subject to the provisions of the Community Service Project Agreement and any needed amendment(s) thereto.

Authorize the City Manager to sign any needed amendment(s) to the Community Service Project Agreement between the City and NBI in order to accept NBI's donation and to provide for the implementation and completion of the project, with the form of such amendment(s) to be approved by the City Attorney.

Authorize the City Manager to execute any necessary additional documents, provide any additional information, and to take any necessary actions, including acceptance of any additional donations for the project, in order to obtain, accept, receive, implement, use, administer, and enforce such additional donation and amendment(s).

Adopt the accompanying budget ordinance to establish a revenue estimate in the amount of \$18,225 from NBI and an additional \$18,226 to be transferred from the Comprehensive Greenway Trail account (08-620-9753-9003), and to appropriate the same amounts in the Hannah Court Site Improvements account (08-530-9703).

Respectfully submitted,



Darlene L. Burcham
City Manager

c: Stephanie M. Moon, City Clerk
William M. Hackworth, City Attorney
Ann H. Shawver, Director of Finance
R. Brian Townsend, Assistant City Manager for Community Development
Sherman M. Stovall, Director of Management and Budget
Robert K. Bengtson, PE, Director of Public Works
Philip C. Schirmer, PE, LS, City Engineer